

FIRST REGULAR SESSION

# HOUSE BILL NO. 739

## 97TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE KORMAN.

1816H.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal section 644.054, RSMo, and to enact in lieu thereof one new section relating to clean water fees.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 644.054, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 644.054, to read as follows:

644.054. 1. Fees imposed in sections 644.052 and 644.053 shall, except for those fees imposed pursuant to subsection 4 and subsections 6 to 13 of section 644.052, become effective October 1, 1990, and shall expire September 1, [2013] **2018**. Fees imposed pursuant to subsection 4 and subsections 6 to 13 of section 644.052 shall become effective August 28, 2000, and shall expire on September 1, [2013] **2018**. The clean water commission shall promulgate rules and regulations on the procedures for billing and collection. All sums received through the payment of fees shall be placed in the state treasury and credited to an appropriate subaccount of the natural resources protection fund created in section 640.220. Moneys in the subaccount shall be expended, upon appropriation, solely for the administration of sections 644.006 to 644.141. Fees collected pursuant to subsection 10 of section 644.052 by a city, a public sewer district, a public water district or other publicly owned treatment works are state fees. Five percent of the fee revenue collected shall be retained by the city, public sewer district, public water district or other publicly owned treatment works as reimbursement of billing and collection expenses.

2. The commission may grant a variance pursuant to section 644.061 to reduce fees collected pursuant to section 644.052 for facilities that adopt systems or technologies that reduce the discharge of water contaminants substantially below the levels required by commission rules.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18           3. Fees imposed in subsections 2 to 6 of section 644.052 shall be due on the date of  
19 application and on each anniversary date of permit issuance thereafter until the permit is  
20 terminated.

21           [4. The director of the department of natural resources shall conduct a comprehensive  
22 review of the fee structure in sections 644.052 and 644.053. The review shall include  
23 stakeholder meetings in order to solicit stakeholder input. The director shall submit a report to  
24 the general assembly by December 31, 2012, which shall include its findings and a recommended  
25 plan for the fee structure. The plan shall also include time lines for permit issuance, provisions  
26 for expedited permits, and recommendations for any other improved services provided by the fee  
27 funding.]

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